IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 5TH MARCH 2007 / 14TH PHALGUNA 1928

Bail Appl..No. 1280 of 2007()

CMP.798/2007 of J.M.F.C.-I,PALAKKAD
CR.NO.7/07 OF KUZHALMANNAM EXCISE RANGE

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: PETITIONER/ACCUSED

KUMARAN, S/O. VELLA,
KAMBIKODE, CHIMBUKAD, KUTHANNUR,
PALAKKAD.

BY ADV. SRI.SAJAN VARGHEESE K.
SRI.LIJU. M.P
SRI.M.N.SAJEER

RESPONDENT: COMPLAINANT

STATE OF KERALA, REP. BY THE
EXCISE RANGE OFFICER, KUZHALMANNAM EXCISE RANGE,
PALAKKAD, REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 05/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 1280 OF 2007

Dated this the 5th day of March, 2007

O R D E R

Petitioner, who is the accused in C.R. No.7/2007 of Kuzhalmannam Excise Range for an offence punishable under Sec.55 (g) of the Abkari Act, for allegedly having been found in possession of 30 liters of wash on 21.2.2007 and who was arrested on the same day, seeks his enlargement on bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor. The learned Public Prosecutor opposed the application.

3. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec. 41 A of the Abkari Act are present in this case so as to justify the release of the petitioner on bail.

This application is accordingly dismissed.

(V. RAMKUMAR, JUDGE)

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